

**TERMINATION OF A BILLBOARD AND
ASSOCIATED RIGHTS AMENDMENTS**

2010 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Peter C. Knudson

House Sponsor: _____

LONG TITLE

General Description:

This bill amends provisions relating to the termination of a billboard and associated rights.

Highlighted Provisions:

This bill:

- ▶ prohibits a municipality or a county from requiring that a lawfully erected billboard or associated property right be removed, modified, discontinued, or not renewed as a condition to a land use permit, license, variance, or other order or decision concerning land use or development; and
- ▶ makes technical corrections.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

10-9a-512, as renumbered and amended by Laws of Utah 2005, Chapter 254

17-27a-511, as renumbered and amended by Laws of Utah 2005, Chapter 254



Be it enacted by the Legislature of the state of Utah:

Section 1. Section **10-9a-512** is amended to read:

10-9a-512. Termination of a billboard and associated rights -- Conditions on land use applicant prohibited.

(1) A municipality may only require termination of a billboard and associated property rights through:

- (a) gift;
- (b) purchase;
- (c) agreement;
- (d) exchange; or
- (e) eminent domain.

(2) A termination under Subsection (1)(a), (b), (c), or (d) requires the voluntary consent of the billboard owner.

(3) A municipality may not require that a lawfully erected billboard or associated property right be removed, modified, discontinued, or not renewed as a condition of issuing to a land use applicant:

- (a) a permit;
- (b) a license;
- (c) a variance; or
- (d) any other municipal order or decision concerning land use or development.

Section 2. Section **17-27a-511** is amended to read:

17-27a-511. Termination of a billboard and associated rights -- Conditions on land use applicant prohibited.

(1) A county may only require termination of a billboard and associated property rights through:

- (a) gift;
- (b) purchase;
- (c) agreement;
- (d) exchange; or
- (e) eminent domain.

(2) A termination under Subsection (1)(a), (b), (c), or (d) requires the voluntary consent

59 of the billboard owner.

60 (3) A county may not require that a lawfully erected billboard or associated property
61 right be removed, modified, discontinued, or not renewed as a condition of issuing to a land
62 use applicant:

63 (a) a permit;

64 (b) a license;

65 (c) a variance; or

66 (d) any other county order or decision concerning land use or development.

Legislative Review Note

as of 1-27-10 10:52 AM

Office of Legislative Research and General Counsel

S.B. 112 - Termination of a Billboard and Associated Rights Amendments

Fiscal Note

2010 General Session

State of Utah

State Impact

Enactment of this bill will not require additional appropriations.

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.
